



Docket No. PPC-834-CIP-5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Nawaz Ahmad et al. Confirmation No.: 9254

Serial No. : 10/697,838 Art Unit: 1764

Filed : October 30, 2003 Examiner:

For : Warming and Nonirritating Lubricant Compositions  
and Method of Comparing Irritation

I hereby certify that this correspondence is being deposited with the  
United States Postal Service as first class mail in an envelope addressed  
to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

October 18, 2005

(Date of Deposit)

Andrea L. Colby, Reg. No. 30,194  
(Name of applicant, assignee, or Registered Representative)

/Andrea L. Colby/

(Signature)

October 18, 2005

(Date of Signature)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This copy is supplemental to the Information Disclosure Statement mailed on December 23, 2003, April 22, 2004, and July 14, 2004.

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the

information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

- Statement in Accordance with §1.97(e)  
(attached); or
- Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of

either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of \$180.00 as set forth in §1.17(p).

Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a) (2).

There are no listed references which are not in the English language.

The relevance of those listed references which are not in the English language is as follows:

Translations are provided for ES2074030B and JP2-311408A.

English language equivalents are provided as follows:

EP0966956B1 - US6303108B1

WO01/64176A1 - US6641825B1

Attached are copies of search report(s) or communication(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

Copies of the references listed on the search report(s) or communication(s) are included except for those previously cited in an IDS mailed December 23, 2003, and April 22, 2004.

Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to  
Deposit Account No. 10-0750/PPC834CIP5/ALC. This form is  
submitted in triplicate.

Respectfully submitted,

/Andrea L. Colby/  
Andrea L. Colby  
Reg. No. 30,194  
Attorney for Applicants

Johnson & Johnson  
One Johnson & Johnson Plaza  
New Brunswick, NJ 08933-7003  
(732) 524-2792  
DATED: October 18, 2005



OCT 20 2005

PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

Approved for use through 1998  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
1100 L Street, NW, Washington, DC 20591-0001  
Telephone: (202) 707-8300  
Fax: (202) 707-8309  
E-mail: [USPTO-PTAB@USPTO.GOV](mailto:USPTO-PTAB@USPTO.GOV)

Substitute for form 1449A/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1

Confirmation Number	9254
Application Number	10/697,838
Filing Date	10/30/2003
First Named Inventor	Nawaz Ahmad
Group Art Unit	1764
Examiner Name	
Attorney Docket Number	PPC-834-CIP-5

## U.S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

Exam Initials		Cite No. <sup>1</sup>		Foreign Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	T <sup>6</sup>
				Office <sup>3</sup>	Number <sup>4</sup>	KindCode <sup>5</sup>			
				EP	0 027 730	A2	Johnson Company, Ltd.	04-29-1981	
				EP	0 966 956	B1	L'Oreal	12-29-1999	US6303108 No
				JP	2-311408	A	Mandamu Co., Ltd.	12-27-1990	Yes
				ES	2 074 030	B1	Laboratorios SALVAT,SA	08-16-1995	Yes
				WO	01/64176	A1	Henkel Kommanditgesellschaft	09-07-2001	US6641825 No

## OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

OTHER PRIOR ART - NOT A PATENT		
Exam Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
		Remington: The Science and Practice of Pharmacy. Mach Publishing Company. 19 <sup>th</sup> edition: 1995
		Water and Alcohol Mixtures and "The Amazing Air Bubble". Covenant Christian High School. 1999 <a href="http://htdconnect.com/~chargers/chem/seccwatalcohol.htm">http://htdconnect.com/~chargers/chem/seccwatalcohol.htm</a>
		Digital photographs of package and package insert - KAMASUTRA OIL OF LOVE

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not relied upon by applicant.

considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

**Burden Hour Statement:** This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



SUBMISSION UNDER 37 CFR 1.14(d) (1) AND (2) MPEP 609 D

Page 1 of 1

Confirmation Number	9254
Application Number	10/697,838
Filing Date	10/30/2003
First Named Inventor	Nawaz Ahmad
Group Art Unit	1764
Examiner Name	
Attorney Docket Number	PPC-834-CIP-5

## **U.S. PATENT DOCUMENTS**

## FOREIGN PATENT DOCUMENTS

**OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS**

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--